

Exhibit F

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

DENNIS BLACK, *et al.*,

Plaintiffs,

v.

PENSION BENEFIT GUARANTY
CORPORATION, *et al.*,

Defendants.

Case No. 2:09-cv-13616

Hon. Arthur J. Tarnow

Magistrate Judge Donald A. Scheer

**PBGC'S STATEMENT REGARDING THE COURT'S JANUARY 26, 2010 ORDER ON
PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION**

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On February 18, 2010, the Court denied the motion of defendant Pension Benefit Guaranty Corporation (“PBGC”) to amend the Court’s Order on Plaintiffs’ Motion for Preliminary Injunction, issued on January 26, 2010. The February 18th order left in place the Court’s denial of plaintiffs’ preliminary injunction motion, contingent upon PBGC setting aside or stipulating to pay the difference between Plan benefits and guaranteed benefits if the Court were to find that PBGC improperly terminated the Plan. While PBGC must comply with the limitations of ERISA, *see* 29 U.S.C. § 1361, PBGC can, within the parameters of its statutory obligations, stipulate that if termination of the Plan is overturned by a final and non-appealable court order, PBGC will relinquish the Plan and its more than \$2 billion in assets, along with payment and participant records that will allow the administrator to determine and pay the amount of Plan benefits owed to each participant to date.

In view of the foregoing, PBGC does not intend to seek an appeal at this time. PBGC notes that the validity of the Plan termination has been placed squarely before the Court in PBGC’s Motion for Summary Judgment, which is fully briefed for disposition on the merits.

Date: March 4, 2010

Respectfully submitted,

/s/ Ralph L. Landy
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CERTIFICATE OF SERVICE

I hereby certify that on March 4, 2010, I electronically filed the foregoing
**PBGC'S STATEMENT REGARDING THE COURT'S JANUARY 26, 2010 ORDER ON
PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION** on all parties using the
courts ECF system.

s/Ralph L. Landy
Ralph L. Landy